
By: **Delegate Rosenberg**

Introduced and read first time: February 13, 2004

Assigned to: Health and Government Operations and Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Tobacco Use Prevention and Cessation Program - Statewide Academic**
3 **Health Center Public Health Grant - Distribution**

4 FOR the purpose of allowing a hospital in Baltimore City with a certain designation
5 to apply for a certain grant; requiring a certain hospital in Baltimore City with
6 a certain designation to establish a certain coalition; requiring a certain hospital
7 in Baltimore City with a certain designation to provide certain statements;
8 altering the distribution requirements of a certain grant; repealing certain
9 contingencies regarding the distribution of a certain grant; and generally
10 relating to the Tobacco Use Prevention and Cessation Program and the
11 Statewide Academic Health Center Public Health Grant.

12 BY repealing and reenacting, with amendments,
13 Article - Health - General
14 Section 13-1115
15 Annotated Code of Maryland
16 (2000 Replacement Volume and 2003 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article - Health - General**

20 13-1115.

21 (a) (1) Subject to the other provisions of this section, the University of
22 Maryland Medical Group, THE HOSPITAL IN BALTIMORE CITY DESIGNATED AS THE
23 MAJOR COMMUNITY HOSPITAL UNDER § 13-1111(2)(III) OF THIS SUBTITLE, and the
24 Johns Hopkins Institutions may each apply for a Statewide Academic Health Center
25 Public Health Grant.

26 (2) The amount of each Statewide Academic Health Center Public
27 Health Grant that is distributed to the University of Maryland Medical Group, THE
28 HOSPITAL IN BALTIMORE CITY DESIGNATED AS THE MAJOR COMMUNITY HOSPITAL

1 UNDER § 13-1111(2)(III) OF THIS SUBTITLE, or the Johns Hopkins Institutions,
2 respectively, shall be equal to the sum of:

3 (i) \$2,000,000; and

4 (ii) One-half of any money that is transferred from the Local Public
5 Health Component to the Statewide Academic Health Center Component under §
6 13-1108(c) of this subtitle.

7 (b) Before applying for a Statewide Academic Health Center Public Health
8 Grant, the University of Maryland Medical Group, THE HOSPITAL IN BALTIMORE
9 CITY DESIGNATED AS THE MAJOR COMMUNITY HOSPITAL UNDER § 13-1111(2)(III) OF
10 THIS SUBTITLE, and the Johns Hopkins Institutions, acting jointly in collaboration
11 with the Baltimore City Health Department, shall:

12 (1) Establish a Baltimore City Community Health Coalition, as provided
13 under § 13-1111 of this subtitle, that reflects the demographics of Baltimore City and
14 includes representatives of community-based groups, including minority and
15 medically underserved populations, that, taken together, are familiar with all of the
16 different communities and cultures in Baltimore City; and

17 (2) With the assistance of the Baltimore City Community Health
18 Coalition:

19 (i) Identify all existing cancer prevention, education, screening,
20 and treatment programs that relate to targeted cancers in Baltimore City that are
21 publicly funded;

22 (ii) Evaluate the effectiveness of the publicly funded programs
23 identified under item (i) of this paragraph; and

24 (iii) Develop a Comprehensive Plan for Cancer Prevention,
25 Education, Screening, and Treatment that outlines a strategy for meeting the cancer
26 prevention, education, screening, and treatment goals and requirements established
27 for Baltimore City under § 13-1108 of this subtitle.

28 (c) The Baltimore City Comprehensive Plan for Cancer Prevention,
29 Education, Screening, and Treatment shall:

30 (1) Include a list of the members of the Baltimore City Community
31 Health Coalition and their organizational affiliations;

32 (2) Include the evaluation of any program funded with a Statewide
33 Academic Health Center Public Health Grant in the prior year;

34 (3) Each year, after the first year of funding, demonstrate that progress
35 has been made toward meeting the cancer prevention, education, screening, and
36 treatment goals established for Baltimore City under § 13-1108 of this subtitle;

1 (4) Include a budget plan that provides specific levels of funding for each
2 initiative described in the Plan and an explanation as to how each initiative is
3 expected to help meet the cancer prevention, education, screening, and treatment
4 goals and requirements established for Baltimore City under § 13-1108 of this
5 subtitle;

6 (5) Demonstrate that Baltimore City has met the base-year funding
7 requirement established under subsection (h) of this section;

8 (6) Demonstrate that any early detection or screening program that is or
9 will be funded under a Statewide Academic Health Center Public Health Grant
10 provides necessary treatment or linkages to necessary treatment for uninsured
11 individuals who are diagnosed with a targeted and non-targeted cancer as a result of
12 the screening process;

13 (7) State that the Statewide Academic Health Center Public Health
14 Grant will not be used to supplant any existing funding at the University of Maryland
15 Medical Group, THE HOSPITAL IN BALTIMORE CITY DESIGNATED AS THE MAJOR
16 COMMUNITY HOSPITAL UNDER § 13-1111(2)(III) OF THIS SUBTITLE, or the Johns
17 Hopkins Institutions for any cancer prevention, education, screening, or treatment
18 programs that relate to targeted cancers;

19 (8) Each year, after the first year of funding, identify all persons who
20 received money under the Statewide Academic Health Center Public Health Grant in
21 the prior year and state the amount of money that was received by each person under
22 the Grant;

23 (9) Each year, after the first year of funding, state the amount of money
24 that was received by the University of Maryland Medical Group, THE HOSPITAL IN
25 BALTIMORE CITY DESIGNATED AS THE MAJOR COMMUNITY HOSPITAL UNDER §
26 13-1111(2)(III) OF THIS SUBTITLE, and the Johns Hopkins Institutions under a
27 Statewide Academic Health Center Public Health Grant in the prior fiscal year that
28 remained unspent and unobligated at the end of that year;

29 (10) Describe how the Plan will help to eliminate the greater incidence of
30 and higher morbidity rates for cancer in minority populations, with particular
31 emphasis on how the Plan seeks to address the relevant findings and
32 recommendations of the Task Force Report;

33 (11) Describe how the Plan will help to increase availability of and access
34 to health care services for uninsured individuals and medically underserved
35 populations, with particular emphasis on how the Plan seeks to address the relevant
36 findings and recommendations of the Task Force Report;

37 (12) Demonstrate that priority consideration was given to persons,
38 including federally qualified health centers, that have a demonstrated commitment to
39 providing cancer prevention, education, screening, and treatment services to
40 uninsured individuals in the city and a proven ability to do so;

1 (13) Include a specific plan as to how the major community hospital or
2 hospitals that are included in the Community Health Coalition, as required under §
3 13-1111 of this subtitle, will be used to achieve the goals established for Baltimore
4 City under § 13-1108 of this subtitle as they relate to enhancing the capacity for
5 cancer screening and treatment in the city; and

6 (14) Contain any data or other information required by the Department.

7 (d) To apply for a Statewide Academic Health Center Public Health Grant, the
8 University of Maryland Medical Group, THE HOSPITAL IN BALTIMORE CITY
9 DESIGNATED AS THE MAJOR COMMUNITY HOSPITAL UNDER § 13-1111(2)(III) OF THIS
10 SUBTITLE, and the Johns Hopkins Institutions shall submit to the Department a copy
11 of Baltimore City's Comprehensive Plan for Cancer Prevention, Education, Screening,
12 and Treatment for approval.

13 (e) Each year, the University of Maryland Medical Group and the Johns
14 Hopkins Institutions, acting jointly in collaboration with the Baltimore City Health
15 Department, in consultation with the Baltimore City Community Health Coalition,
16 shall update the Comprehensive Plan for Cancer Prevention, Education, Screening,
17 and Treatment.

18 (f) (1) [Rather than distributing a Statewide Academic Health Center
19 Public Health Grant to the University of Maryland Medical Group or the Johns
20 Hopkins Institutions under this section, the] THE Department SHALL DISTRIBUTE
21 THE STATEWIDE ACADEMIC HEALTH CENTER PUBLIC HEALTH GRANT FOR THE
22 PURPOSE OF COORDINATING BALTIMORE CITY'S COMPREHENSIVE PLAN FOR
23 CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT EFFORTS AS
24 FOLLOWS [may distribute to the Baltimore City Health Department or another
25 person designated by the Department a Local Public Health Cancer Grant for the
26 purpose of coordinating Baltimore City's cancer prevention, education, screening, and
27 treatment efforts if]:

28 (i) [The University of Maryland Medical Group or the Johns
29 Hopkins Institutions are unwilling to coordinate these efforts] 30% OF THE TOTAL
30 VALUE TO THE HOSPITAL IN BALTIMORE CITY DESIGNATED AS THE MAJOR
31 COMMUNITY HOSPITAL UNDER § 13-1111(2)(III) OF THIS SUBTITLE FOR
32 COORDINATING CANCER PREVENTION, EDUCATION, SCREENING, AND TREATMENT
33 EFFORTS SOLELY WITHIN ITS PRIMARY SERVICE AREA;

34 [(ii) The University of Maryland Medical Group or the Johns
35 Hopkins Institutions have been unsuccessful in implementing cancer prevention,
36 education, screening, and treatment initiatives that satisfy performance standards
37 established by the Department or];

38 [(iii) (II) [or the Johns Hopkins Institutions lack sufficient staff or
39 resources to coordinate these efforts] 35% OF THE TOTAL VALUE TO [The] THE
40 University of Maryland Medical Group; AND

41 (III) 35% OF THE TOTAL VALUE TO THE JOHNS HOPKINS
42 INSTITUTIONS.

1 [(2) If the Department distributes a Local Public Health Cancer Grant to
2 the Baltimore City Health Department or another person designated by the
3 Department under this subsection rather than distributing a Statewide Academic
4 Health Center Public Health Grant to the University of Maryland Medical Group, the
5 amount of the Grant shall equal the sum of:

6 (i) \$2,000,000; and

7 (ii) One-half of any money that is transferred from the Local Public
8 Health Component to the Statewide Academic Health Center Component under §
9 13-1108(c) of this subtitle.

10 (3) If the Department distributes a Local Public Health Cancer Grant to
11 the Baltimore City Health Department or another person designated by the
12 Department under this subsection rather than distributing a Statewide Academic
13 Health Center Public Health Grant to the Johns Hopkins Institutions, the amount of
14 the Grant shall equal the sum of:

15 (i) \$2,000,000; and

16 (ii) One-half of any money that is transferred from the Local Public
17 Health Component to the Statewide Academic Health Center Component under §
18 13-1108(c) of this subtitle.]

19 [(4)] (2) The Department shall use money that is allocated to the
20 Statewide Academic Health Center Component in the State budget or transferred to
21 the Statewide Academic Health Center Component under § 13-1108(c) of this subtitle
22 to fund a Local Public Health Cancer Grant that is distributed to the Baltimore City
23 Health Department or another person designated by the Department under this
24 subsection.

25 [(5)] (3) If the Baltimore City Health Department or another person
26 designated by the Department applies for a Local Public Health Cancer Grant as
27 authorized under this subsection, the Baltimore City Health Department or other
28 person shall comply with the requirements of §§ 13-1107 through 13-1113 of this
29 subtitle.

30 [(6)] (4) Subject to paragraph [(7)] (5) of this subsection, the
31 Department shall establish procedures for making a designation under this
32 subsection.

33 [(7)] (5) If the Department determines that it is necessary to designate a
34 person other than the Baltimore City Health Department to coordinate the city's
35 cancer prevention, education, screening, and treatment efforts as authorized under
36 this subsection, the Department may designate the Department as the entity that
37 will coordinate the city's efforts.

38 (g) (1) (i) Before the University of Maryland Medical Group or the Johns
39 Hopkins Institutions may receive a Statewide Academic Health Center Public Health
40 Grant, the Baltimore City Health Department shall submit to the Department an

1 inventory of all existing publicly funded cancer prevention, education, screening, and
2 treatment programs that relate to targeted cancers in Baltimore City that are
3 identified under subsection (b) of this section.

4 (ii) The inventory prepared under subparagraph (i) of this
5 paragraph shall specify the amount of funds that are being spent by Baltimore City
6 on each of the programs included in the inventory.

7 (2) The level of funding specified under paragraph (1)(ii) of this
8 subsection shall be Baltimore City's base-year funding for cancer prevention,
9 education, screening, and treatment programs that relate to targeted cancers.

10 (3) A Statewide Academic Health Center Public Health Grant may not be
11 used to supplant:

12 (i) Baltimore City's base-year funding for cancer prevention,
13 education, screening, and treatment programs that relate to targeted cancers; or

14 (ii) Any existing funding at the University of Maryland Medical
15 Group or the Johns Hopkins Institutions for cancer prevention, education, screening,
16 and treatment programs that relate to targeted cancers.

17 (h) (1) Subject to paragraph (2) of this subsection, the Department may not
18 distribute a Statewide Academic Health Center Public Health Grant under this
19 section until after the Baseline Cancer Study has been completed.

20 (2) Before the Baseline Cancer Study is completed, the Department may
21 use money that is allocated to the Statewide Academic Health Center Component in
22 the State budget to fund a Planning grant of not more than \$10,000 that may be
23 distributed to and used collectively by the University of Maryland Medical Group, the
24 Johns Hopkins Institutions, and the Baltimore City Health Department.

25 (i) (1) The Department shall review a Comprehensive Plan for Cancer
26 Prevention, Education, Screening, and Treatment submitted under this section and
27 determine whether:

28 (i) The Plan addresses the goals and requirements established for
29 Baltimore City under § 13-1108 of this subtitle; and

30 (ii) All other requirements of this section have been met.

31 (2) If the Department determines that the requirements of this section
32 have not been met, the Department may not distribute:

33 (i) A Statewide Academic Health Center Public Health Grant to
34 the University of Maryland Medical Group or the Johns Hopkins Institutions; or

35 (ii) A Local Public Health Cancer Grant to the Baltimore City
36 Health Department or another person designated by the Department under
37 subsection (f) of this section.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2004.